

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

ATTORNEY DOCKET NO. 10010613-1

AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Thomas C. Harrop

Serial No.: 09/734,273

Examiner: Dustin Nguyen

Filing Date: December 11, 2000

Group Art Unit: 2154

Title: SYSTEM AND METHOD FOR ADAPTIVE RESOURCE MANAGEMENT

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- ☒ Response/Amendment ☒ Petition to extend time to respond  
☐ New fee as calculated below ☐ Supplemental Declaration  
☐ No additional fee (Address envelope to "Mail Stop Amendments")  
☒ Other: 2 return postcards (Fee \$ \_\_\_\_\_)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS		MINUS		= 0	X 50	\$ 0
INDEP. CLAIMS		MINUS		= 0	X 200	\$ 0
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ 360	\$ 0
EXTENSION FEE	1 <sup>ST</sup> MONTH 120.00 <input checked="" type="checkbox"/>	2 <sup>ND</sup> MONTH 450.00 <input type="checkbox"/>	3 <sup>RD</sup> MONTH 1020.00 <input type="checkbox"/>	4 <sup>TH</sup> MONTH 1590.00 <input type="checkbox"/>		\$ 120
OTHER FEES						\$ 0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 120

Charge \$120 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Thomas C. Harrop

By Jacob N. Erlich  
Jacob N. Erlich  
Attorney/Agent for Applicant(s)

I hereby certify that this correspondence is being Deposited with the United States Postal Service as First class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: February 21, 2006

Typed Name: Jacob N. Erlich

Signature Jacob N. Erlich

Reg. No. 24,338

Date: February 21, 2006

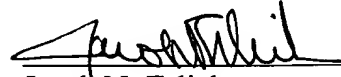
Telephone No. 617-854-4000

Appl. No. 09/734,273  
Docket No.: 10010613-1 (28579-206)  
Statement of Substance of the Interview



### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 21, 2006.

  
Jacob N. Erlich  
Reg. No. 24,338

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.	:	09/734,273	Confirmation No. 5508
Applicant	:	Thomas C. Harrop	
Filed	:	December 11, 2000	
TC/A.U.	:	2154	
Examiner	:	Nguyen, Dustin	
Title	:	SYSTEM AND METHOD FOR ADAPTIVE RESOURCE MANAGEMENT	
Docket No.	:	10010613-1 (28579-206)	
Customer No.	:	022878	

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P.O. Box 7599  
Loveland, CO 80537-0599

To: Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### STATEMENT OF SUBSTANCE OF THE INTERVIEW

Sir:

Pursuant to 37 CFR 1.133, Applicant's agent submits the following written statement of the substance of the telephonic interview conducted on January 26, 2006 between Kathleen Chapman and Jacob N. Erlich, Applicants' representatives, and Examiner Dustin Nguyen.

Claims discussed

1

Prior Art discussed

Liang (U.S. Patent No. 6,738,811)

Outcome

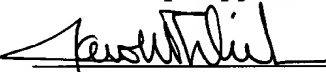
The prior art and the claimed invention were discussed. Applicant would consider amending the claim language to include more clarity about the analysis technique. Examiner will reconsider whether the proposed amendment may overcome the prior art rejection set forth in the Office Action.

In accordance with Section 714.01 of the M.P.E.P., the following information is presented in the event that a call may be deemed desirable by the Examiner:

Jacob N. Erlich (617) 854-4000.

Date: February 21, 2006

Respectfully submitted,  
Thomas C. Harrop, Applicant

By:   
Jacob N. Erlich  
Reg. No. 24,338  
Attorney for Applicant